

United States Bankruptcy Court for the:

Northern District of Texas

Case number (if known): _____ Chapter 11

☐ Check if this is an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

06/24

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. **Debtor's name** Pivotal Med Supply, LLC

2. **All other names debtor used in the last 8 years** _____
 Include any assumed names, trade names, and *doing business* as names _____

3. **Debtor's federal Employer Identification Number (EIN)** 92-0264741

4. Debtor's address	Principal place of business	Mailing address, if different from principal place of business
	<u>2010 E. Continental Blvd. Suite F</u>	_____
	Number _____ Street _____	Number _____ Street _____
	_____	P.O. Box _____
	<u>Southlake TX 76092</u>	_____
	City _____ State _____ ZIP Code _____	City _____ State _____ ZIP Code _____
	<u>Tarrant County</u>	Location of principal assets, if different from principal place of business
	County _____	Number _____ Street _____

		City _____ State _____ ZIP Code _____

5. **Debtor's website (URL)** https://pivotalmedsupply.com/

6. **Type of debtor**

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

☐ Partnership (excluding LLP)

☐ Other. Specify: _____

Debtor Pivotal Med Supply, LLC
Name _____ Case number (if known) _____

7. Describe debtor's business

A. Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Railroad (as defined in 11 U.S.C. § 101(44))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
☐ None of the above

B. Check all that apply:

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.
 See <http://www.naics.com/search/>.

4461

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- ☐ Chapter 7
☐ Chapter 9
☒ Chapter 11. **Check all that apply:**

A debtor who is a "small business debtor" must check the first sub-box. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box.

- ☒ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725 (amount subject to adjustment on 4/01/25 and every 3 years after that).
☒ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
☒ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and it chooses to proceed under Subchapter V of Chapter 11.
☐ A plan is being filed with this petition.
☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

☒ No

☐ Yes. District _____ When _____ Case number _____
 MM / DD / YYYY
 District _____ When _____ Case number _____
 MM / DD / YYYY

If more than 2 cases, attach a separate list.

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

☒ No

☐ Yes. Debtor _____ Relationship _____
 District _____ When _____
 MM / DD / YYYY
 Case number, if known _____

List all cases. If more than 1, attach a separate list.

Debtor Pivotal Med Supply, LLC
Name
Case number (if known)

11. Why is the case filed in *this district*?

Check all that apply:

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

- ☒ No
- ☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.
What is the hazard? _____
- ☐ It needs to be physically secured or protected from the weather.
- ☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
- ☐ Other _____

Where is the property?

Number Street

City State ZIP Code

Is the property insured?

- ☐ No
- ☐ Yes. Insurance agency _____
Contact name _____
Phone _____

Statistical and administrative information

13. Debtor's estimation of available funds

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

14. Estimated number of creditors

- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000 | <input type="checkbox"/> 25,001-50,000 |
| <input type="checkbox"/> 50-99 | <input type="checkbox"/> 5,001-10,000 | <input type="checkbox"/> 50,001-100,000 |
| <input type="checkbox"/> 100-199 | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999 | | |

15. Estimated assets

- | | | |
|---|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input checked="" type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

Debtor Pivotal Med Supply, LLC Case number (if known) _____
Name

16. Estimated liabilities

- | | | |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

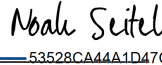
I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 01/23/2025
MM / DD / YYYY

Signed by:

 /s/ Noah Seitel


53528CA44A1D47C...

Signature of authorized representative of debtor


Noah Seitel

Printed name

Title President

1/23/2025

Signed by:

 1/23/2025
76111684067B459...

18. Signature of attorney

 /s/ Richard Grant

Signature of attorney for debtor

Date 01/23/2025

MM / DD / YYYY

Richard Grant

Printed name

CULHANE, PLLC

Firm name

13101 Preston Road, Suite 110-1510

Number Street

Dallas

City

TX

State

75240

ZIP Code

214-210-2929

Contact phone

rgrant@cm.law

Email address

08302650

Bar number

TX

State

**PIVOTAL MED SUPPLY, LLC, A TEXAS LIMITED LIABILITY
RESOLUTIONS
JANUARY 23, 2025**

**SECRETARY’S CERTIFICATE OF
RESOLUTION AUTHORIZING CHAPTER 11**

The undersigned hereby certifies that the following resolutions were adopted by unanimous consent of the managers and members (the “Governing Body”) of Pivotal Med Supply, LLC, a Texas limited liability company (the “Company”) at a meeting duly noticed, called and held, with all directors present for the quorum, on January 23, 2025 and by unanimous written consent pursuant to the bylaws or similar document (in the case as amended or amended and restated to date) of the Company and the laws of the state of Texas:

WHEREAS, the Governing Body has considered presentations by the management and the financial and legal advisors of the Company regarding the liabilities and liquidity situation of the Company, the strategic alternatives available to it, and the effect of the foregoing on the Company's business; and

WHEREAS, the Governing Body has had the opportunity to consult with the management and the financial and legal advisors of the Companies and to fully consider the of the strategic alternatives available to the Companies and has determined, in the judgment of the Governing Body, that the following resolutions are in the best interests of the Company and their respective creditors.

NOW, THEREFORE, BE IT:

CHAPTER 11 FILING

RESOLVED, that, in the judgment of the Governing Body, it is desirable and in the best interests of the Company, its creditors, and other parties in interest, that the Company shall be, and hereby is, authorized to file, or cause to be filed, a voluntary petition for relief (the “Chapter 11 Case”) under the provisions of chapter 11 (“Chapter 11”) and Subchapter V thereof (“Subchapter V”) of title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (the “Bankruptcy Code”), in the **United States Bankruptcy Court for the Northern District of Texas** (the “Bankruptcy Court”) or other court of competent jurisdiction and any other petition for relief or recognition or other order that may be desirable under applicable law in the United States; and

RESOLVED, that any of the Chief Executive Officer, Chief Financial Officer, Chief Operating Officer, Chief Legal Officer, Secretary, any Executive Vice President, any Senior Vice President, or any other duly appointed officer of the Company (collectively, the “Authorized Signatories”), acting alone or with one or more other Authorized Signatories be, and hereby is, authorized, empowered, and directed to execute and file on behalf of the Company all petitions, schedules, lists, and other motions, pleadings,

Initial

GS

Initial

MS

papers, or documents, and to take any and all action that they deem necessary, appropriate, or desirable to obtain such relief, including, without limitation, any action necessary, appropriate, or desirable to maintain the ordinary course operation of the Company's business.

RETENTION OF PROFESSIONALS

RESOLVED, that the of the Authorized Signatories be, and hereby is, authorized, empowered, and directed to employ the law firm of CM Law PLLC as general bankruptcy counsel to represent and assist the Company in carrying out its duties under the Bankruptcy Code, and to take any and all actions to advance the Company's rights and obligations, including the preparation and filing of any motions, objections, replies, applications, or pleadings and conducting any potential sale process on behalf of the Company in the Chapter 11 Case; and in connection therewith, the of the Authorized Signatories, acting alone or in any combination, with power of delegation, is hereby authorized, empowered, and directed to execute appropriate retention agreements, pay appropriate retainers, if required, prior to and immediately upon the filing of the Chapter 11 Case, and to cause to be filed an appropriate application for authority to retain CM Law PLLC;

RESOLVED, that the of the Authorized Signatories be, and hereby is, authorized, empowered, and directed to employ any other professionals to assist the Company in carrying out its duties under the Bankruptcy Code; and in connection therewith, the of the Authorized Signatories, acting alone or in any combination, with power of delegation, is hereby authorized, empowered, and directed to execute appropriate retention agreements, pay appropriate retainers and fees, if required, prior to and immediately upon the filing of the Chapter 11 Case, and to cause to be filed an appropriate application for authority to retain the services of any other professionals as necessary, appropriate, or desirable; and

RESOLVED, that the of the Authorized Signatories, acting alone or in any combination, be, and the hereby is, with power of delegation, authorized, empowered, and directed to execute and file all petitions, schedules, motions, lists, applications, pleadings, and other papers and, in connection therewith, to employ and retain all assistance by legal counsel, accountants, financial advisors, restructuring advisors, and other professionals and to take and perform any and all further acts and deeds that the of the Authorized Signatories deems necessary, appropriate, or desirable in connection with the Chapter 11 Case.

GENERAL

RESOLVED, that, in addition to the specific authorizations heretofore conferred upon the Authorized Signatories, the of the Authorized Signatories (and their designees and delegates) be, and hereby is, authorized and empowered, in the name of and on behalf of the Company, to take or cause to be taken any and all such other and further action, and to execute, acknowledge, deliver, and file any and all such agreements, certificates, instruments, and other documents and to pay all expenses, including, but not limited to, filing fees, in the case as in such Authorized Signatory's judgment, shall be necessary, appropriate, or desirable in order to fully carry out the intent and accomplish the purposes of the resolutions adopted herein;

RESOLVED, that the Governing Body of the Company has received sufficient notice of the actions and transactions relating to the matters contemplated by the foregoing resolutions, as may be required by the organizational documents of the Company, or hereby waives any right to have received such notice;

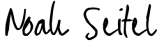
RESOLVED, that any and all acts, actions, and transactions relating to the matters contemplated by the foregoing resolutions done in the name of and on behalf of the Company, which acts would have been approved by the foregoing resolutions except that such acts were taken before the adoption of these resolutions, are hereby in all respects approved, adopted, confirmed, and ratified as the true acts and deeds of the Company with the same force and effect as if the such act, transaction, agreement, or certificate had been specifically authorized in advance by resolution of the Governing Body;

RESOLVED, that the of the Authorized Signatories (and their designees and delegates) be, and hereby is, authorized and empowered to take all actions or to not take any action in the name of the Company with respect to the transactions contemplated by these resolutions hereunder, as such Authorized Signatory shall deem necessary, appropriate, or desirable in such Authorized Signatory's reasonable business judgment as may be necessary, appropriate, or desirable to effectuate the purposes of the transactions contemplated herein;

RESOLVED, that this unanimous omnibus written consent may be executed in as many counterparts as may be required; all counterparts shall collectively constitute one and the same consent; and facsimile or photostatic copies of signatures to this consent shall be deemed to be originals and may be relied on to the same extent as the originals.

SO RESOLVED AND CERTIFIED January 23, 2025:

Signed by:



53528CA44A1D47C...

NOAH SEITEL, Member and acting Secretary 1/23/2025

Signed by:



70111084067B459...

GREGORY SEE, Member 1/23/2025

Row Labels	
Assets	\$ 1,747,735
Current Assets	\$ 1,270,281
Bank Accounts	\$ 128,311
Pinnacle - 1367 - Operating Account	\$ 125,940
Pinnacle - 2883 - Deposit Account	\$ 2,371
Accounts Receivable	\$ 750,420
Accounts Receivable	\$ 727,533
Contra A/R - Charge adjustment to net	\$ (270,987)
Other Receivables	\$ 83,896
Allowance for Doubtful Accounts	\$ -
Accounts Receivable - Sales Service	\$ 209,978
Inventory	\$ 262,640
Roswell Rd Inventory	\$ 649,976
Inventory Interim	\$ (461,810)
Southlake Inventory	\$ 74,474
In- Transit Inventory	\$ -
Other Current Assets	\$ 128,911
Unearned Revenue	\$ 114,655
Security Deposit	\$ 14,255
Other Current Assets	\$ 7,201
Other Assets	\$ 470,252
Fixed Assets	\$ 168,587
Furniture & Fixtures	\$ 49,580
Accumulated Depreciation	\$ (30,983)
Computer Hardware	\$ 72,389
Leasehold Improvements	\$ 77,600
Accumulated Amortization	\$ -
Intercompany Asset	\$ 301,665
Due To/From - Biovotec	\$ 100,000
Due To/From - Fab Five Freddy	\$ 55,784
Due To/From - Summit Product Group	\$ 17,653
Due To/From - Vista DME	\$ 499
Due To/From - Xlta	\$ 127,729
Liabilities	\$ (6,131,200)
Current Liabilities	\$ (1,064,612)
Other Current Liability	\$ (5,066,587)
Other Current Liability	\$ (5,066,587)
Accrued Commission	\$ (108,395)
Accrued Commissions - Sales Service	\$ (395,888)
Accrued Expenses	\$ -
Reimbursement Clearing	\$ (23,600)
Payroll Taxes Payable	\$ (25,715)
Accrued Tax - Sales Service	\$ -
401K Payable	\$ -
Garnishment Payable	\$ (1,400)
Due To/From - Greg See	\$ (2,405,025)
Due To/From - Noah Sietel	\$ (2,106,563)
Intercompany Liabilities	\$ (0)
Intercompany Liabilities	\$ (0)
Due To/From - EPSFL	\$ -
Due To/From - Total Ancillary Management	\$ (0)
Equity	\$ 162,828
Equity	\$ 162,828
Retained Earnings	\$ 162,828
Retained Earnings	\$ 162,828
Contributions & Distributions	\$ -
Paid In Capital	\$ -
Grand Total	\$ (4,220,637)

Income Statement

		2024 Total	
Account Group	Name	2024-12	
Revenue	DME Revenue	\$ 208,653	\$ 3,128,440
	Contra Revenue - Insurance Claim Writeoffs	\$ (51,585)	\$ (1,462,066)
	Buy & Bill Revenue	\$ 168	\$ 3,568
	Buy & Bill w IVR Revenue	\$ 37,993	\$ 199,070
	Hospital Revenue		\$ 3,750
	Sales Service Revenue	\$ 209,978	\$ 739,366
Revenue Total		\$ 405,207	\$ 2,612,128
		\$ 405,207	\$ 2,612,128
COGS	Product Cost	\$ (31,475)	\$ (486,946)
	Product Shipping Cost	\$ (4,952)	\$ (48,426)
	Direct Costs (should be Zero)	\$ -	\$ (0)
COGS Total		\$ (36,427)	\$ (535,373)
		\$ (36,427)	\$ (535,373)
Payroll Expense	Bonus Expense	\$ (20,000)	\$ (36,515)
	Commission Expense	\$ 119,092	\$ (300,282)
	Sales Service Commission Expense	\$ (141,040)	\$ (508,874)
	Contract Labor Expense	\$ (38,437)	\$ (1,034,143)
	Employee relocation		\$ (10,132)
	Payroll Expense	\$ (339,081)	\$ (2,445,852)
	Payroll Processing Fees	\$ 452	\$ (4,685)
	Payroll Tax	\$ (26,853)	\$ (231,603)
	Payroll Tax - Sales Service	\$ (5,553)	\$ (25,715)
Payroll Expense Total		\$ (451,418)	\$ (4,597,802)
Employee Benefits	Employee Benefits		\$ -
	401k Expense	\$ (2,998)	\$ (10,521)
	Health Insurance	\$ (32,465)	\$ (226,244)
Employee Benefits Total		\$ (35,463)	\$ (236,764)
Professional Fees	Employee Recruiting Fees		\$ (73,500)
	Professional Fees	\$ -	\$ -
	Other Professional Fees	\$ 100	\$ (13,070)
	Legal Fees	\$ (20,253)	\$ (269,658)
	Accounting Fees		\$ (2,100)
Professional Fees Total		\$ (20,153)	\$ (358,327)
Travel & Entertainment	Airfare	\$ (7,355)	\$ (104,997)
	Auto Expense	\$ (13,033)	\$ (111,244)
	Client Meals - No provider present	\$ (3,094)	\$ (22,737)
	Gas	\$ (4,853)	\$ (22,337)
	Ground Transportation	\$ (2,232)	\$ (21,535)
	Hotel/Lodging	\$ (7,298)	\$ (109,378)
	Meals and Entertainment (100%)	\$ (4,553)	\$ (56,019)
	Provider Meals and Entertainment (50%)	\$ (13,605)	\$ (112,977)
	Travel	\$ (112)	\$ (70,579)
Travel & Entertainment Total		\$ (56,136)	\$ (631,803)
Marketing Expense	Advertising & Marketing	\$ (1,155)	\$ (25,991)
	Samples		\$ (21,938)
Marketing Expense Total		\$ (1,155)	\$ (47,928)
Office Expense	Office Supplies	\$ (4,626)	\$ (30,753)
	Shipping & Freight	\$ (235)	\$ (14,020)
Office Expense Total		\$ (4,861)	\$ (44,773)
		\$ (569,186)	\$ (5,917,398)
Bank Fees	Bank Fees & Service Charges	\$ (2,786)	\$ (10,673)
Bank Fees Total		\$ (2,786)	\$ (10,673)
Rent & Utilities	Electric	\$ (808)	\$ (5,753)
	Internet & TV		\$ (995)
	Lease Expense	\$ (19,593)	\$ (145,396)
	Telephone expense	\$ (1,099)	\$ (12,803)
Rent & Utilities Total		\$ (21,500)	\$ (164,947)
IT Expenses	Computer Hardware		\$ (5,880)
	IT Hardware		\$ -
	Software	\$ (12,570)	\$ (126,557)
IT Expenses Total		\$ (12,570)	\$ (132,436)
Licensing Expenses	Business License Expense		\$ (29,751)
	Vendor Credentialing Expense		\$ (1,312)
Licensing Expenses Total			\$ (31,063)
Office Expense	Cleaning Service		\$ (325)
Office Expense Total			\$ (325)
Repairs and Maintenance	Repair and Maintenance		\$ (6,155)
Repairs and Maintenance Expense Total			\$ (6,155)
Depreciation & Amortization	Amortization expense		\$ -
	Depreciation expense	\$ (2,464)	\$ (30,983)
Depreciation & Amortization Total		\$ (2,464)	\$ (30,983)
Other Income & Expenses	Other expense		\$ (3,413)
Other Income & Expenses Total			\$ (3,413)
		\$ (39,320)	\$ (379,994)
		\$ (239,726)	\$ (4,220,637)

Pivotal Med Supply

State of Cash Flows

Cash Flow Statement	Dec-24	YTD 2024	
Net Income	\$ (240,292.32)	\$ (4,221,203.03)	
Add Depreciation	\$ 2,463.94	\$ 30,982.90	
Operations Activities			
Current Assets			
AR	\$ (79,849.39)	\$ (750,419.74)	
Unearned Revenue	\$ 45,905.45	\$ (128,910.65)	
Inventory	\$ (4,282.05)	\$ (262,640.46)	
Intercompany	\$ (13,315.59)	\$ (301,665.10)	
PrePaid Expense	\$ (9,199.84)	\$ (7,201.44)	
Current Liabilities			
AP	\$ (2,290.58)	\$ 849,848.18	
AMEX	\$ 17,088.79	\$ 163,241.95	
Health Insurance	\$ 0.00	\$ (1,325.52)	
Payroll Clearing	\$ 51,156.68	\$ 55,379.32	
Sales tax payable	\$ -	\$ 309.38	
Other Current Liabilities	\$ 21,514.26	\$ 554,998.45	
Investment Activities			
Fixed Assets	\$ -	\$ (77,221.82)	
Financiing Activies			
Notes From - Greg/Noah	\$ 307,973.60	\$ 4,214,877.74	
Net Cash Flow	\$ 96,872.95	\$ 119,050.16	<i>Agrees to Change in Bank Accounts from B/S</i>

Richard G. Grant
Tex. Bar No. 08302650
CM LAW PLLC
National Litigation Support Center
13101 Preston Road, Suite 110-1510
Dallas, Texas 75240
Telephone: 214-210-2929
Email: rgrant@cm.law

ATTORNEYS FOR
DEBTOR IN POSSESSION

UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

In re:	§	Case No. 25-____-11
	§	Chapter 11 (Subchapter V)
PIVOTAL MED SUPPLY, LLC,	§	
	§	
Debtor.	§	
	§	

**DECLARATION OF NOAH SEITEL
REGARDING VOLUNTARY PETITION
PURSUANT TO 11 U.S.C. §1116(1)(B)**

I, Noah Seitel, hereby declare under penalty of perjury as follows:

1. I am a managing member of Pivotal Med Supply, LLC, a Texas limited liability company (“PMS” and, together with the other above-captioned debtors, the “Debtors”), the debtor and debtor in possession in the above-captioned chapter 11 case. I generally am familiar with the Debtor’s day-to-day operations, business and financial affairs, and books and records.

2. Except as otherwise indicated, all facts set forth in this Declaration are based upon my personal knowledge, my discussions with other members of the Debtor’s management team and the Debtor’s advisors, my review of relevant documents and information concerning the Debtor’s operations, financial affairs, and prior restructuring initiatives, and/or my opinions based upon my experience and knowledge. If called as a witness, I could and would testify competently

to the facts set forth in this Declaration. I am authorized to submit this Declaration on behalf of the Debtor.

3. Attached to the Petition are the Debtor's most recent balance sheet, statement of operations and cash-flow statement.

4. No tax return has been filed solely for the Debtor. A Form 1065 has been filed with the Internal Revenue Service on a consolidated basis by a related entity and its subsidiaries. I do not believe that the Debtor should have been included in such return. In any event, such return contains confidential information regarding many non-Debtor entities. The Debtor does not have authority to attach such tax return to the Voluntary Petition. The Debtor will make such information in its possession, custody and control not subject to confidentiality obligations available subject to appropriate protective orders from the Court.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing statements are true and correct to the best of my knowledge, information, and belief.

Dated: January 23, 2025

/s/ Noah Seitel

Noah Seitel

Managing Member

Pivotal Med Supply, LLC

Signed by:

Noah Seitel

53528CA44A1D47C...

1/23/2025